

RESOLUTION NO. 147-22

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 12th day of October, 2022, with the following members present:

Bonnie J. Batchler, President

David L. Painter, Vice President

Claire B. Corcoran, Member

Mr(s). Corcoran moved for passage of the following

Resolution:

RESOLUTION ASSIGNING AUTHORITY TO THE DIRECTOR OF THE CLERMONT COUNTY JOB AND FAMILY SERVICES TO SERVE AS THE BOARD OF CLERMONT COUNTY COMMISSIONERS' DESIGNEE FOR APPROVING INTER-COUNTY ADJUSTMENTS OF ALLOCATED FUNDS FOR CALENDAR YEAR 2022...

WHEREAS, Ohio Administrative Code Section 5101:9-6-82 provides for the inter-county adjustment of any state or federal County Family Services agency allocation; and

WHEREAS, counties have requested such adjustments to best meet the needs of their constituents due to the limited allowable uses of each fund; and

WHEREAS, any unspent allocations within a county at the end of a fiscal year revert back to the state for use by the State Department of Job and Family Services; and

WHEREAS, a County Family Services agency must make such inter-county adjustment requests to the Ohio Department of Job and Family Services and include with such requests a Resolution authorizing such from that County's Board of Commissioners; and

WHEREAS, in accordance with Ohio Administrative Code Section 5101:9-6-82(F)(3)(a), a Board of County Commissioners may pass a Resolution assigning authority to a party to serve as their designee and therefore grant that party authority to sign the inter-county adjustment agreements on behalf of the county for a specific period of time.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners, Clermont County, Ohio (hereinafter "Board"), hereby assigns authority to Susan Walther, Director of the Clermont County Job and Family Services, to serve as the Board's designee, and hereby grants the Director authority to sign inter-county adjustment agreements on behalf of the Board

June 13, 2022 (yf)

for the period of ~~January 1, 2022~~ through December 31, 2022, with the understanding that a summary of such adjustments, as made, shall be provided to the Board during the next available regular session of the Board.

NOW, THEREFORE LET IT BE FURTHER RESOLVED that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr(s). Painter seconded the Resolution and upon roll call, the vote resulted as follows:

Bonnie J. Batchler,	<u>yes</u>
David L. Painter,	<u>yes</u>
Claire B. Corcoran,	<u>yes</u>

ATTEST:

Gael Fawley
Gael Fawley, Clerk
Clermont County Board of Commissioners

DATE: 10/12/22

This Resolution was approved as to form by the office of the Clermont County Prosecuting Attorney, MARK J. TEKULVE, PROSECUTOR.

By: [Signature]
Assistant Prosecuting Attorney

DATE: 9-21-22

RESOLUTION NO. 148-22

The Board of County Commissioners, Clermont County, Ohio, met in special session on the 12th day of October, 2022 with the following members present:

Bonnie J. Batchler, President

David L. Painter, Vice-President

Claire B. Corcoran, Member

Mr(s). Painter moved for the adoption of the following Resolution:

RESOLUTION AUTHORIZING A ROAD USE AND MAINTENANCE AGREEMENT BY AND BETWEEN THE CLERMONT COUNTY BOARD OF COMMISSIONERS, THE CLERMONT COUNTY ENGINEER, THE BOARD OF TRUSTEES OF TATE TOWNSHIP, CLERMONT COUNTY OHIO AND NESTLEWOOD SOLAR I, LLC

WHEREAS, Nestlewood Solar I, LLC (the “Company”) intends to develop a solar photovoltaic electric generating facility including associated substation facility and improvements (collectively, the “Project”) with and expected total alternation current (AC) nameplate capacity of approximately eighty (80) megawatts; and

WHEREAS, the Company has qualified the solar project for the exemption from taxation of tangible personal property and real property under §5727.75 of the Ohio Revised Code (“ORC”); and

WHEREAS, under ORC §5727.75(F)(4), the Company shall “repair all roads, bridges, and culverts affected by construction as reasonably required to restore them to their preconstruction condition, as determined by the county engineer in consultation with the local jurisdiction responsible for the roads, bridges and culverts.”; and

WHEREAS, ORC §5727.75(F)(4) also provides that “the energy facility owner or lessee and the county engineer may enter into an agreement regarding specific transportation plans, reinforcements, modifications, use and repair of roads, financial security to be provided, and any other relevant issue.”; and

WHEREAS, in association with the Project, the Company intends to use roads under the jurisdiction of Clermont County (the “County”) and Tate Township (the “Township”) for construction, operation, routine maintenance, repowering and eventual decommissioning of the Project; and

WHEREAS, the public rights of way and ditches under the jurisdiction of the County and/or the Township are public resources which are constructed, maintained, and repaired for the benefit of the citizens of the County and the Township, which have a duty to ensure that the public rights-of-way are constructed, used, maintained, and repaired in a manner which serves the public interest; and

WHEREAS, the Company, the County, the County Engineer and the Township have negotiated terms of a Road Use and Maintenance Agreement (the "Agreement") to address the potential repairs, reconstruction and/or development of County and/or Township roadways or ditches as impacted by the Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

Section 1. That the Board of County Commissioners, Clermont County, Ohio, does hereby approve the Road Use and Maintenance Agreement by and between the Clermont County Board of Commissioners, the Clermont County Engineer, the Tate Township Board of Trustees and Nestlewood Solar I, LLC, attached hereto as Exhibit "A".

Section 2. That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements, including, but not limited to, Section 121.22 of the Ohio Revised Code.

Mr(s). Corcoran seconded the motion and on roll call, the vote resulted as follows:

Mrs. Batchler	<u>yes</u>
Mr. Painter	<u>yes</u>
Mrs. Corcoran	<u>yes</u>

This resolution was duly passed on the 12th day of October, 2022.

ATTEST:

Gael Fawley
Gael Fawley, Clerk
Board of County Commissioners
Clermont County, Ohio

This Resolution was prepared and approved as to form by the
Office of Prosecuting Attorney of Clermont County, Ohio

By: Julia B. Carney
Julia B. Carney
Assistant Prosecuting Attorney

Date: 9/30/22

RESOLUTION NO. 149-22

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 12th day of October 2022, with the following members present:

Bonnie J. Batchler, President
David L. Painter, Vice-President
Claire B. Corcoran, Member

Mr(s). Painter moved for the adoption of the following Resolution:

A RESOLUTION AUTHORIZING THE FILING OF AN AMENDED APPLICATION AND EXECUTION OF GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE FISCAL YEAR 2023 URBAN TRANSIT PROGRAM.

WHEREAS, the State of Ohio through its Fiscal Year 2023 Programs has made funds available to assist public transportation systems in Ohio; and

WHEREAS, the Clermont Transportation Connection is the transit operator for the Board of County Commissioners of Clermont County, Ohio; and

WHEREAS, the Clermont Transportation Connection is presently providing transit service and observing all federal and state rules regarding these programs;

WHEREAS, the Board of County Commissioners of Clermont County, Ohio authorized the filing of an application with the Ohio Department of Transportation for the Fiscal Year 2023 Urban Transit Program in the amount of \$20,000.00 on August 31, 2022; and

WHEREAS, the Board of County Commissioners of Clermont County, Ohio received notice of the award in the amount of \$122,641.00 on September 7, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members thereto concurring as follows:

SECTION I

That Megan Dale, Program Manager, Clermont Transportation Connection, is hereby authorized to file an amended application with the Ohio Department of Transportation for the Fiscal Year 2023 Urban Transit Program, on behalf of the Board of County Commissioners of Clermont County, Ohio for the sum of \$122,641.00, to be used to purchase cameras and security equipment for the buses, and for improvements/construction of a facility for the Clermont Transportation Connection.

SECTION II

That Megan Dale, Program Manager, Clermont Transportation Connection, is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the amended application.

SECTION III

That Thomas J. Eigel, County Administrator, is authorized to accept and execute the Ohio Department of Transportation Award for the Fiscal Year 2023 Urban Transit Program, on behalf of the Board of County Commissioners of Clermont County, Ohio, with the Ohio Department of Transportation.

SECTION III

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr(s). Corcoran seconded the motion and on roll call, the vote resulted as follows:

Mrs. Batchler yes
Mr. Painter yes
Mrs. Corcoran yes

This Resolution was duly passed on the 13th day of October 2022.

ATTEST:

Gael Fawley
Gael Fawley, Clerk
Board of County Commissioners

Approved as to form:

[Signature]
Assistant Prosecuting Attorney
Clermont County Prosecutor's Office